

UTILITY/DESIGN PATENT

Docket No. S63.2-6748

DECLARATION

As a below-named inventor, I(we) hereby declare that:

TYPE OF DECLARATION

This declaration is of the following type:

- ☐ original
- ☐ design
- ☐ supplemental
- ☐ national stage of PCT
- ☐ divisional
- ☐ continuation
- ☒ continuation-in-part (CIP)

INVENTORSHIP DECLARATION

My residence, post office address, and citizenship are as stated below next to my name;

I verily believe I am the original, first and sole inventor (*if only one name is listed below*) or an original, first and joint inventor (*if plural names are listed below*) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Catheter With Removable Balloon Protector  
And Stent Delivery System With Removable Stent Protector

the specification of which

- a) ☐ is being filed concurrently herewith
- b) ☒ was filed on March 4, 1998 and assigned Serial No. 09/034,434
- c) ☐ was filed as PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and amended under PCT Article 19 on \_\_\_\_\_.

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations §1.56 including information occurring between the filing date of any prior application of which the present application is a continuation-in-part.

- ☐ In compliance with this duty there is attached an information disclosure statement. 37 CFR 1.97.

PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d), of any foreign application(s) for patent or inventor's certificate or of any PCT international applications(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT international applications(s) designating at least one country other than the United States of America filed by me having the same subject matter having a filing date before that of the application on which priority is claimed.

- a) ☐ no such applications have been filed.  
b) ☐ such applications have been filed as follows:

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 USC 119
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

I hereby claim the benefit under Title 35 United States Code, §119(e) of any United States provisional application identified below.

- a) ☐ no such applications have been filed.  
b) ☐ such applications have been filed as follows:

U.S. APPLICATIONS	
SERIAL NUMBER	U.S. FILING DATE
1.	
2.	

#### CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATIONS(S) UNDER 35 U.S.C. §120

I hereby claim the benefit under Title 35, United States Code, §120 of any United States applications(s) or PCT international applications(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior applications(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior applications(s) and the national or PCT international filing date of this application.

- a) ☐ no such applications have been filed.  
b) ☒ such applications have been filed as follows.

U.S. APPLICATIONS	
SERIAL NUMBER	U.S. FILING DATE
1. 08/812,351	March 5, 1997
2.	
PCT APPLICATIONS DESIGNATING THE U.S.	
PCT APPLICATION NO.	PCT FILING DATE
3.	

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Telephone calls and correspondence should be directed to: Leoniede M. Brennan, VIDAS, ARRETT & STEINKRAUS, P.A., Suite 2000, 6109 Blue Circle Drive, Minnetonka, MN 55343-9131, Telephone: (612) 563-3000, Facsimile (612) 563-3001.

### First Inventor

Full name: Thomas J. Holman  
Inventor's signature: [Signature]  
Date: 7.13.98  
Citizenship: United States  
Post office Address: 5621 Thomas Avenue South  
Minneapolis, MN 55410  
Residence:  
(If different than above)

### Second Inventor

Full name: Louis G. Ellis  
Inventor's signature: [Signature]  
Date: 7-10-98  
Citizenship: United States  
Post office Address: 3004 Armour Terrace  
St. Anthony, MN 55418  
Residence:  
(If different than above)

### Third Inventor

Full name: Gregory K. Olson  
Inventor's signature: [Signature]  
Date: 7/7/98  
Citizenship: United States  
Post office Address: ~~2901 Cutters Grove Avenue, #314~~  
~~Anoka, MN 55303~~  
18004 Kent St. NW OKO  
Ellie River MN 55330 7/7/98  
Residence:  
(If different than above)

### Fourth Inventor

Full name: Linda R. Lorentzen Cornelius  
Inventor's signature: [Signature]  
Date: 7-7-98  
Citizenship: United States  
Post office Address: 3163 Lafayette Ridge Road  
Wayzata, MN 55391  
Residence:  
(If different than above)

### Fifth Inventor

Full name: Richard J. Traxler  
Inventor's signature: [Signature]  
Date: 7-8-98  
Citizenship: United States  
Post office Address: 2654 Irving Avenue South  
Minneapolis, MN 55408  
Residence:  
(If different than above)

### Sixth Inventor

Full name: Scott M. Hanson  
Inventor's signature: [Signature]  
Date: 7/20/98  
Citizenship: United States  
Post office Address: 1635 42nd Avenue N.E.  
Columbia Heights, MN 55421  
Residence:  
(If different than above)

Seventh Inventor

Full name: Tracee E.J. Eidenschink

Inventor's signature: Tracee Eidenschink

Date: 7-13-98

Citizenship: United States

Post office Address: 2232 Pinto Drive  
Wayzata, MN 55391

Residence:  
(If different than above)

Eighth Inventor

Full name: Sonja J.K. Williams

Inventor's signature: Sonja J.K. Williams

Date: 7/7/98

Citizenship: United States

Post office Address: ~~4420~~ 222nd Avenue  
Oak Grove, MN 55303

30941 133rd St  
Princeton mn  
55391 SW 7/7/98

LIMITED AUTHORIZATION TO ACT ON BEHALF OF ASSIGNEE  
REGARDING CERTAIN PATENT MATTERS  
EFFECTIVE THROUGH: December 31, 2001

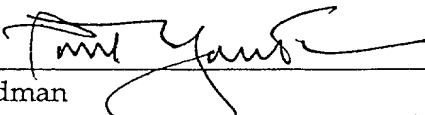
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I, Paul W. Sandman, as Senior Vice President, Secretary, and General Counsel of Boston Scientific Corporation, the controlling corporation of:

AMS Medinvent S.A.; Boston Scientific BV; Boston Scientific Corporation Northwest Technology Center, Inc.; Boston Scientific Ireland Limited; Boston Scientific Japan KK, Boston Scientific Limited; Boston Scientific Scimed, Inc. (formerly known as Schneider (USA), Inc.); Boston Scientific Technology, Inc.; BSC Technology, Inc.; CardioGene Therapeutics, Inc.; Cardiovascular Imaging Systems, Inc.; Cardiovascular Innovations Canada, Inc.; Corvita Canada, Inc.; Corvita Corporation; Corvita Europe S.A.; E.P. Technologies, Inc.; Laboratoires Corvita S.A.R.L.; Meadox Medicals, Inc.; Meadox Technology, Inc.; NAMIC Caribe, Inc.; NAMIC Eireann Limited; NAMIC International, Inc.; Nilo Holding, S.A.; Schneider (Europe) GmbH; Schneider Belgium NV; Schneider Holland BV; Schneider Ireland BV; Schneider Puerto Rico; Schneider/NAMIC; Scimed Life Systems, Inc.; Scimed Technology, Inc.; Symbiosis Corporation; and Target Therapeutics, Inc.;

hereby authorize the following registered patent attorneys/agents (1) to act on behalf of any of the corporations identified above, including Boston Scientific Corporation, with regard to any matters before the United States Patent and Trademark Office, any foreign patent offices, and any international patent entities, (2) to execute power of attorney documents on behalf of any of the corporations identified above, including Boston Scientific Corporation, to appoint and/or establish any attorneys, agents, and/or law firms to act on behalf of any of the corporations identified above, including Boston Scientific Corporation, in any foreign or international patent applications filed with any foreign and/or international patent offices, and (3) to execute assignment and ownership documents on behalf of any of the corporations identified above, including Boston Scientific Corporation, with regard to any matters before the United States Patent and Trademark Office, any foreign patent offices, and any international patent offices:

Scott T. Bluni .....	Reg. No. 40,916
Mark J. Casey .....	Reg. No. 37,796
James R. Chiapetta.....	Reg. No. 39,634
Luke R. Dohmen.....	Reg. No. 36,783
Peter J. Gafner .....	Reg. No. 36,517
Albert K. Kau .....	Reg. No. 40,672
Steven A. McAuley.....	Reg. No. 46,084
Todd P. Messal.....	Reg. No. 42,883
Robert M. Rauker.....	Reg. No. 40,782
William J. Shaw.....	Reg. No. 43,111

  
\_\_\_\_\_  
Paul W. Sandman  
Senior Vice President, Secretary, and General Counsel

April 12, 2001  
\_\_\_\_\_  
Date

COMMONWEALTH OF MASSACHUSETTS )  
 ) ss.  
COUNTY OF MIDDLESEX )

On this 12<sup>th</sup> day of April, 2001 before me personally appeared Paul W. Sandman to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes set forth herein.

  
\_\_\_\_\_  
Notary Public  
**NONA E. HURD**  
**NOTARY PUBLIC**  
My Commission Expires Oct. 4, 2002

UTILITY/DESIGN PATENT  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s):	Thomas J. Holman; Louis G. Ellis; Gregory K. Olson; Linda R. Lorentzen-Cornelius; Richard J. Traxler; Scott M. Hanson; Tracee E.J. Eidenschink; Sonja J.K. Williams
Title:	Catheter With Removable Balloon Protector And Stent Delivery System With Removable Stent Protector
Filed:	<input type="checkbox"/> concurrently herewith <input checked="" type="checkbox"/> on <u>March 4, 1998</u> and assigned Serial No. <u>09/034,434</u>

Box Patent Application  
Assistant Commissioner for Patents  
Washington, DC 20231

Docket No: S63.2-6748

POWER OF ATTORNEY FROM ASSIGNEE

As assignee of record of the entire interest of the above identified patent application, SCIMED LIFE SYSTEMS, INC., hereby appoints the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Leoniede M. Brennan	Reg. No. 35,832
Oliver F. Arrett	Reg. No. 22,117
Scott Q. Vidas	Reg. No. 30,812
Walter J. Steinkraus	Reg. No. 29,592
Richard A. Arrett	Reg. No. 33,153
Robert O. Vidas	Reg. No. 20,164
Jane H. Arrett	Reg. No. 33,355
William E. Anderson II	Reg. No. 37,766
Jonathan Grad	Reg. No. P41,795

all of Vidas, Arrett & Steinkraus, P.A., Suite 2000, 6109 Blue Circle Drive, Minnetonka, MN 55343-9131, Telephone: (612) 563-3000, Facsimile (612) 563-3001, and hereby authorizes them to act and rely on instructions from, and to communicate directly with, the firm or person which sent this case to Vidas, Arrett & Steinkraus, P.A., unless or until it instructs Vidas, Arrett & Steinkraus P.A., in writing to the contrary.

Dated this 20th day of July, 19 98.

SCIMED LIFE SYSTEMS, INC.

(Signature)  
(typed name)

By

  
Luke R. Dohmen

(title)

Its: Sr. Patent Attorney

Signature		Date 10/26/2001
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ASSIGNMENT

WHEREAS, I(we), Thomas J. Holman; Louis G. Ellis; Gregory K. Olson; Linda R. Lorentzen Cornelius; Richard J. Traxler; Scott M. Hanson; Tracee E.J. Eidenschink; Sonja J.K. Williams, residing at 5621 Thomas Avenue South, Minneapolis, MN 55410; 3004 Armour Terrace, St. Anthony, MN 55418; ~~2901 Cutters Grove Avenue, #314, Anoka, MN 55303; 3163 Lafayette Ridge Road, Wayzata, MN 55391; 2654 Irving Avenue South, Minneapolis, MN 55408; 1635 42nd Avenue N.E., Columbia Heights, MN 55421; 2232 Pinto Drive, Wayzata, MN 55391; 4420 222nd Avenue, Oak Grove, MN 55303,~~ have invented and own the entire United States right, title and interest in an invention for

18004 Kent St  
Elk River, MN  
5533  
OKO 7/7/98

Catheter With Removable Balloon Protector  
And Stent Delivery System With Removable Stent Protector

disclosed in my application for United States Letter Patent filed

☐ concurrently herewith  
☒ on March 4, 1998 and assigned Serial No. 09/034,434; and

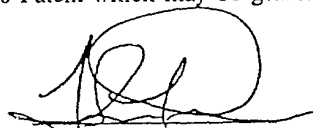
I hereby authorize and request any attorney of Vidas, Arrett & Steinkraus, P.A., Suite 2000, 6109 Blue Circle Drive, Minnetonka, MN 55343-9131, to insert the filing date and application number of said application above when known.

WHEREAS, SCIMED LIFE SYSTEMS, INC. ("Assignee"), a corporation organized and existing under and by virtue of the laws of the State of Minnesota, and having its principal place of business at One SCIMED Place, Maple Grove, MN 55311-1566, is desirous of acquiring the entire right, title, and interest in and to said invention, to said application for any and all countries, to any and all Letters Patent, and to any and all Design Letters Patent of any and all countries which may be granted thereon;

NOW, THEREFORE, Be It Known that for good and valuable consideration, the receipt of all of which is hereby acknowledged, I(we) hereby sell, assign, and transfer unto Assignee, its successors, and assigns, the entire right, title and interest, legal and equitable, in and to said invention, to said application for any and all countries, to any and all Letters Patent, and to any and all Design Letters Patent of any and all countries which may be granted thereon; and the Commissioner of Patents and Trademarks is hereby authorized and requested to issue all Letters Patent and all Design Letters Patent which may be granted to said invention to Assignee.

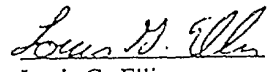
Dated: 7.13.98

First Inventor's Signature:  
First Inventor's Name:

  
Thomas J. Holman

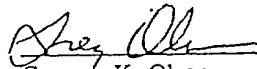
Dated: 7-10-98

Second Inventor's Signature:  
Second Inventor's Name:

  
Louis G. Ellis

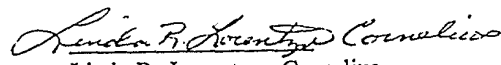
Dated: 7/7/98

Third Inventor's Signature:  
Third Inventor's Name:

  
Gregory K. Olson

Dated: 7-7-98

Fourth Inventor's Signature:  
Fourth Inventor's Name:

  
Linda R. Lorentzen Cornelius

100-994-0250



Dated: 7-8-98.

Fifth Inventor's Signature:

Fifth Inventor's Name:

Richard J. Traxler  
Richard J. Traxler

Richard J. Traxler

Dated: 7/20/98

Sixth Inventor's Signature:

Sixth Inventor's Name:

Scott M. Hanson  
Scott M. Hanson

Scott M. Hanson

Dated: 7-13-98

Seventh Inventor's Signature:

Seventh Inventor's Name:


Tracee E.J. Eidenschink

Tracee E.J. Eidenschink

Dated: 7/7/98

Eighth Inventor's Signature:

Eighth Inventor's Name:

  
Sonja J.K. Williams

Sonja J.K. Williams